

REQUEST FOR COUNCIL ACTION

MEETING
DATE: 1/22/03

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AGENDA SECTION: RESOLUTIONS AND ORDINANCES	ORIGINATING DEPT: CITY ATTORNEY'S OFFICE	ITEM NO. G
ITEM DESCRIPTION: RESOLUTIONS AND ORDINANCES		PREPARED BY: TERRY ADKINS TLA

G. 1. RESOLUTIONS

G. 2. FIRST READING OF ORDINANCES, as appropriate.

G. 3. SECOND READING OF ORDINANCES (for adoption).

a) An Ordinance Creating and Enacting Chapter 64N, and Amending and Reenacting Section 60.327 Of the Rochester Code Of Ordinances, Relating To the Establishment Of the Mayo Support Campus Special District.

b) An Ordinance Amending and Reenacting Clause (e) of Subdivision 3 of Section 125A .11 of the Rochester Code of Ordinances, Relating to the Expiration of Alcoholic Beverage Licenses.

G. 4. MISCELLANEOUS

COUNCIL ACTION: Motion by: _____ Second by: _____ to: _____

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REQUEST FOR COUNCIL ACTION

MEETING

DATE: 1-22-03

AGENDA SECTION: SECOND READING OF ORDINANCES	ORIGINATING DEPT: PLANNING	ITEM NO.
ITEM DESCRIPTION: Second Reading of Mayo Support Campus Special District (#13) Ordinance		PREPARED BY: Mitzi A. Baker, Senior Planner

January 14, 2003

The City Council approved the Special District and Master Plan for the Mayo Support Campus Special District (#13) on December 9, 2002. In the RCA for December 9, 2002, staff recommended adding conditions to the Master Plan and amending the Special District ordinance to address concerns related to the Douglas Trail and stormwater management issues. The following is one of conditions, and Ordinance revisions incorporated on December 9, 2002.

- a) Stormwater management shall be designed such that surface water runoff will not be directed to the Douglas Trail right-of-way. Additionally, stormwater facilities shall be placed an adequate distance away from the Douglas Trail right-of-way to avoid disturbance of land within the Douglas Trail right-of-way during construction, functioning or maintenance of the ponds.

This language was incorporated into the Special District Ordinance, as 64N.400, Sub. 2, H.

After further consideration of this requirement, Mayo expressed concern that the language could be misinterpreted to suggest non-compliance with the City Storm Water Management Plan. Some of the storm water from this site will likely be piped under the Douglas Trail and directed toward Kings Run Creek to the north. Everyone agrees that the intent of the language was to provide protection for the Douglas Trail. To that extent, following language is recommended to in place of the language above.

- In order to maintain the existing quality and usability of the Douglas Trail, storm water management shall be designed such that surface water runoff will not exceed baseline conditions documented prior to further site development with respect to the Douglas Trail right-of-way. Additionally, a separation from the Douglas Trail right-of-way to the storm water facilities shall be provided to allow maintenance, repair and reconstruction of said facilities to avoid disturbance to the land within the Douglas Trail right-of-way.*

Council Action Needed: *If the Council wishes to proceed with amending the Ordinance for the Mayo Support Campus Special District (64N.400, Sub. 2, H.), prior to the second reading, the Council should instruct the City Attorney to amend the Ordinance as recommended in this RCA.*

Distribution:

1. City Administrator
2. City Attorney
3. Planning Department File
4. McGhie & Betts Inc.
5. Applicant: This item will be considered some time after 7:00 p.m. on Wednesday January 22, 2003 in the Council / Board Chambers in the Government Center at 151 4th Street SE.

COUNCIL ACTION: Motion by: _____ Second by: _____ to: _____